IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 61533-M of 2006

DATE OF DECISION : 28.10.2006

Ram Dev Ram

.... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. L.S. Goraya, Advocate,
for the petitioner.

Mr. N.S. Gill, AAG, Punjab.

* * *

Petitioner Ram Dev Ram, apprehending his arrest in a non-bailable offence in case FIR No. 72 dated 4.5.2006 under Sections 420, 120B IPC, registered at Police Station Division No.1, Pathankot, District Gurdaspur, has filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail.

On October 24, 2006, on the request made by counsel for the petitioner, the case was adjourned for today to enable him to have instructions whether before executing the sale deed in favour of his relative during the subsistence of the agreement, the petitioner has served any notice to the complainant or not. Counsel for the petitioner, after having instructions from the petitioner, states that no such notice was issued to the complainant. Keeping in view this fact and the fact that on the agreed date, the complainant appeared before the Sub Registrar with the amount and got his presence marked showing his readiness and willingness to perform the agreement, I am not inclined to grant the discretionary relief of anticipatory bail to the petitioner.

Dismissed.

October 28, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**